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In re Application of
J. JUDKINS, et al.
Application No. 09/513,784
Filed: February 25, 2000
For: INTEGRATED ACD AND IVR
SCRIPTING FOR CALL CENTER TRACKING
OF CALLS

DECISION ON PETITION
TO WITHDRAW HOLDING OF
ABANDONMENT

This is a decision on the supplemental Petition to Withdraw Holding of Abandonment based on failure to receive Office Action filed May 24, 2004.

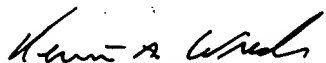
The petition is **GRANTED**.

This application became abandoned due to failure to pay the issue fee in response to the Notice of Allowance and Issue Fee Due mailed October 2, 2003. A Notice of Abandonment was mailed on February 23, 2004.

Petitioner has alleged non-receipt of the Notice of Allowance. In the petition, the petitioner has provided an affidavit from Leticia Herrera stating that no Notice of Allowance was received and docketed. In addition, attached to and referenced in the petition is a copy of the docket record where the non-received office communication would have been entered had it been received and docketed. However, the petition lacks a statement from the petitioner attesting to the fact that a search of the file jacket and docket records indicates that the office communication was not received.

The supplemental petition taken with the original petition filed March 8, 2004 meets the requirements set forth above.

Since it has been established that petitioner failed to receive the Notice of Allowance, it is presumed that the Notice of Allowability was also not received. Accordingly, the Notice of Allowance is vacated. A new Notice of Allowance will be prepared and mailed along with a re-mailing of the Notice of Allowability in due course.


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